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December 1, 2003

VIA HAND DELIVERY

Blanca S. Bayo, Director
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0870

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COMMISSION
CLERK

Re: Docket Nos.: 030851-TP

Dear Ms. Bayo:

On behalf of the ICG Telecom Group, Inc. (ICG), enclosed for filing and distribution are the original and 15 copies of the following:

- ▶ Objections of ICG Telecom Group, Inc. to Staff's First Set of Interrogatories and Staff's First Request for Production of Documents.

Please acknowledge receipt of the above on the extra copy of and return the stamped copies to me. Thank you for your assistance.

Sincerely,

RECEIVED & FILED

in
FPSC-BUREAU OF RECORDS

Joseph A. McGlothlin

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OPC _____
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OTH _____

DOCUMENT NUMBER-DA

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements
Arising from Federal Communications
Commission Triennial UNE review: Local
Circuit Switching For Mass Market Customers

Docket No. 030851-TP
Filed: December 01, 2003

**OBJECTIONS OF ICG TELECOM GROUP, INC. TO
STAFF'S FIRST SET OF INTERROGATORIES
AND
STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**

ICG Telecom Group, Inc. ("ICG"), through its undersigned counsel, submits its preliminary objections to the Florida Public Service Commission Staff's ("Staff") First Set of Interrogatories and First Request for Production of Documents to ICG.

These objections are preliminary in nature. Should additional grounds for objection be discovered as ICG prepares its responses to any discovery, ICG reserves the right to supplement these objections.

GENERAL OBJECTIONS

ICG makes the following general objections to Staff's First Set of Interrogatories and First Request for Production of Documents (together, "Staff's First Discovery Requests"):

1. ICG objects to the "Definitions" section and the individual items of Staff's First Discovery Requests to ICG to the extent that they are overly broad, unduly burdensome and oppressive, and/or excessively time consuming and expensive.

2. ICG objects to the "Definitions" and the individual items of the First Discovery Requests to the extent they seek irrelevant information and are not reasonably calculated to lead to the discovery of admissible evidence. In that regard, ICG objects, among other things, to any discovery request that seeks information that is unrelated to or inconsistent with the methodology

and parameters of the analysis of impairment prescribed by the FCC in its Triennial Review Order.

3. ICG objects to the “Definitions” and the individual items of Staff’s First Discovery Requests to the extent they are vague, ambiguous, imprecise, and utilize terms that are subject to multiple interpretations but are not properly defined or explained for purposes of these items.

4. ICG objects to Staff’s First Discovery Requests to ICG to the extent that they purport to impose discovery obligations on ICG that exceed the scope of discovery allowed by the applicable Florida Rules of Civil Procedure. By way of illustration and not limitation, ICG objects interrogatories and requests for documents that would require ICG to create information or a document that does not exist or prepare information in a manner in which ICG does not maintain it.

5. ICG objects to Staff’s First Discovery Requests to the extent that the interrogatories and the request for production of documents seek discovery of materials and/or information protected by the attorney/client privilege, the work product doctrine, the accountant/client privilege, and any other applicable privilege.

6. ICG objects to Staff’s First Discovery Requests to the extent that the items would require disclosure of information that constitutes trade secrets and/or confidential, proprietary business information, which either should not be disclosed at all or should be disclosed (provided the information is otherwise discoverable) only pursuant to the terms of a mutually acceptable confidentiality agreement and use of the Commission’s rules and procedures relating to confidential and proprietary information.

7. ICG objects to Staff's First Discovery Requests to the extent that the items would require ICG to provide information which is already in Staff's possession or is in the public record before the Commission. To require ICG to duplicate information that Staff already has or is readily available to Staff would be unduly burdensome and oppressive.

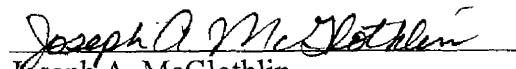
8. ICG objects to Staff's First Discovery Requests to the extent Staff seeks to impose an obligation on ICG to respond on behalf of subsidiaries and/or former officers, employees, agents, and directors on the grounds that such requests for production are overly broad, unduly burdensome, oppressive, and not permitted by applicable discovery rules.

9. ICG will interpret each interrogatory and the request for documents as relating to intrastate Florida operations. To the extent any interrogatories are not intended to relate to Florida intrastate operations, ICG objects to such interrogatories as overbroad, unduly burdensome, irrelevant, and not reasonably calculated to lead to the discovery of admissible evidence.

10. ICG objects to interrogatories and/or requests for documents that require the identification or production of "all," "every," or "any" information on documents as overbroad and unduly burdensome.

11. ICG objects to any discovery request that is not limited in time or is not limited to a period of time that is relevant to the issues before the Commission and/or reasonably related to Staff's legitimate discovery needs.

The undersigned has provided the above objections.



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Attorneys for ICG Telecom Group, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Objections of ICG Telecom Group, Inc. to Staff's First Set of Interrogatories and Staff's First Request for Production of Documents has been provided by (*) hand delivery, (**) email and U.S. Mail this 1st day of December 2003, to the following:

(*)(**)Adam Teitzman
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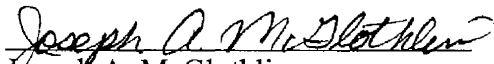
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